



# WEST VIRGINIA REGISTER

Published by the Office of the Secretary of State

## CONTENTS

Volume XXVIII

Issue 22

June 3, 2011

Pages 811 - 850

A Weekly Publication

Administrative Law Division  
Judy Cooper, Manager

Natalie E. Tennant  
Secretary of State  
Administrative Law Division  
Bldg. 1, Suite 157K  
1900 Kanawha Blvd. E.  
Charleston, WV 25305-0770

(304) 558-6000  
[www.wvsos.com](http://www.wvsos.com)

- I. Chronological Index
- II. Open Government Meetings Listing
- III. Price List
- IV. Rule Monitor
- V. Notices
  - a. Legislative Rules
  - b. Interpretive Rules
  - c. Procedural Rules
  - d. Emergency Rules
  - e. Legislative Rule-Making Review Committee
- VI. Legislative Interims
- VII. Orders
- VIII. Ethics Commission Opinions
- IX. Office of Tax Appeal Decisions
- X. Other Documents or Information Filed
- XI. Publication Deadlines and Publication Dates

## INDEX

<u>AGENCY</u>	<u>PAGE(S)</u>
Administration	811,814,823,840
Agriculture	814
Architects	814
Athletic Commission, State	814
Banking	811,814,823,840
Broadband Deployment Council	814
Capitol Building Commission	814
City Hospital	814
Commerce	814
Community & Technical College Education, WV Council for	815
Concord University	815
Development Office	811-12,823,841,845-6
Early Intervention Interagency Coordinating Council, WV	816
Education	816
Environmental Protection, Department of	816
Environmental Quality Board	816
Forestry	812, 817, 823, 841-2
Funeral Service Examiners, Board of	817
Governor, Office of the	817
Health Care Authority	817, 847-9
Health Information Network, WV	818
Highways	812, 823, 842-3
Housing Development Fund, WV	818
Justice and Community Services, Div. of	818
Kanawha Valley Comm. & Tech. College	818
Licensed Practical Nurses, Board of Examiners	818
Lottery	818
Marshall University	819
Marshall University Research Corp.	819
Natural Resources, Law Enforcement Section, Div. of	819, 850
North Central Regional EMS, Inc.	819
Osteopathy	812,819,823,843
Parkways Authority	820
Pierpont Comm. & Tech. College	820
Public Broadcasting, WV	820
Public Defender Corporations	820
Real Estate Appraiser Board	821, 850
Registered Professional Nurses, WV Bd. of	821
Shepherd University	821
Southern WV Comm. & Tech. College/Boone Co. BOE	821
State Police	821
Tax Department	813, 823, 844
West Liberty University	821
WV Center for Nursing	821
WVU Parkersburg	822

**CHRONOLOGICAL INDEX, VOLUME XXVIII ISSUE 22**

**NEW PROPOSED RULES FILED FOR PUBLIC COMMENT THIS WEEK**

<b><u>AGENCY</u></b>	<b><u>RULE/TYPE</u></b>	<b><u>AUTHORITY</u></b>	<b><u>HEARING/COMMENT PERIOD/LOCATION</u></b>
Administration (148-22)	Certification for Small, Women and Minority-Owned Businesses Legislative	§5A-3-59	Written Comments Only July 1, 2011, 9:00 am Donna Lipscomb, Executive Coordinator Dept. of Administration 1900 Kanawha Boulevard East Room E-119 Charleston, WV 25305 (304) 558-3392 <a href="mailto:donna.m.lipscomb@wv.gov">donna.m.lipscomb@wv.gov</a>
Banking (106-5)	Rule Pertaining to Residential Mortgage Lenders, Brokers and Loan Originators Legislative	§31A-2-4(c)(11)	Written Comments Only July 1, 2011, 5:00 pm WV Division of Banking Attn: Robert J. Lamont One Player's Club Drive, Suite 300 Charleston, WV 25311-1688
Development Office (145-7)	Neighborhood Investment Program Act Procedural	§5B-2-3	Written Comments Only June 30, 2011, 5:00 pm WV Development Office Attn: Ralph Goolsby Building 6, Room 553 Charleston, WV 25305-0311
Development Office (145-11)	Brownfield Economic Development Districts Legislative	§5B-2-6a	Written Comments Only July 1, 2011, 5:00 pm Angel R. Moore State Capitol Complex Building 6, Room 525 Charleston, WV 25305-0311
Development Office (145-12)	Municipal Economic Opportunity Development Districts Procedural	§8-38-7(g)	Written Comments Only July 2, 2011, 5:00 pm Angel R. Moore State Capitol Complex Building 6, Room 525 Charleston, WV 25305-0311

**CHRONOLOGICAL INDEX, VOLUME XXVIII ISSUE 22**

**NEW PROPOSED RULES FILED FOR PUBLIC COMMENT THIS WEEK**

<b><u>AGENCY</u></b>	<b><u>RULE/TYPE</u></b>	<b><u>AUTHORITY</u></b>	<b><u>HEARING/COMMENT PERIOD/LOCATION</u></b>
Development Office (145-14)	County Economic Opportunity Development Districts Procedural	§7-22-7	Written Comments Only July 2, 2011, 5:00 pm Angel R. Moore State Capitol Complex Building 6, Room 525 Charleston, WV 25305-0311
Forestry (22-2)	Sediment Control During Commercial Timber-Harvesting Operations-Licensing Legislative	§19-1B-4	Written Comments Only June 28, 2011, 4:00 pm WV Division of Forestry 1900 Kanawha Boulevard East Charleston, WV 25305-0180
Forestry (22-3)	Sediment Control During Commercial Timber-Harvesting Operations-Logger Certification Legislative	§19-1B-7	Written Comments Only June 28, 2011, 4:00 pm WV Division of Forestry 1900 Kanawha Boulevard East Charleston, WV 25305-0180
Highways (157-3)	Construction and Reconstruction of State Roads Legislative	§§17-2A-8(1) and (2) and 17-4-19	Written Comments Only June 27, 2011, 12:00 noon Marvin Murphy; Kathy Holtsclaw WV Division of Highways Bldg. 5, Room 164 1900 Kanawha Boulevard East Charleston, WV 25305-0430
Highways (157-7)	Transportation of Hazardous Wastes Upon the Roads and Highways Legislative	§22-18-7(a)	Written Comments Only June 27, 2011, 12:00 noon Marvin Murphy; Kathy Holtsclaw WV Division of Highways Bldg. 5, Room 164 1900 Kanawha Blvd. East Charleston, WV 25305-0430
Osteopathy (24-1)	Licensing Procedures for Osteopathic Physicians Legislative	§30-1-4	Written Comments Only July 1, 2011, 12:00 noon WV Board of Osteopathy 405 Capitol Street, Suite 402 Charleston, WV 25301

**CHRONOLOGICAL INDEX, VOLUME XXVIII ISSUE 22**

**NEW PROPOSED RULES FILED FOR PUBLIC COMMENT THIS WEEK**

<u><b>AGENCY</b></u>	<u><b>RULE/TYPE</b></u>	<u><b>AUTHORITY</b></u>	<u><b>HEARING/COMMENT PERIOD/LOCATION</b></u>
Tax Department (110-13Q)	Commercial Patent Incentives Tax Credit	§§11-13AA-10, 11-10-5, 11-10-5d(f)	Written Comments Only July 1, 2011, 5:00 pm Legal Division State Tax Department PO Box 1005 Charleston, WV 25324-1005

**NO NEW EMERGENCY RULES WERE FILED THIS WEEK**

<u><b>AGENCY</b></u>	<u><b>RULE/TYPE</b></u>	<u><b>AUTHORITY</b></u>	<u><b>EFFECTIVE DATE</b></u>	<u><b>DATE NOTICE FOR HEARING</b></u>

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Administration, Department of <i>Committee for the Purchase of Commodities and Services from the Handicapped</i>	3/3/2011	Contact Cedric Greene at (304) 558-4331.	June 15, 2011 10:00 AM Hancock County Sheltered Workshop 1100 Pennsylvania Avenue Weirton, WV 26062
Agriculture, W.V. Department of <i>W.V. Aquaculture Advisory Board</i>	5/30/2011	Recieve an update on the WV Aqua Animal Health and also WV Aqua Development Plan	June 8, 2011 1:00 PM Gus R. Douglass Agricultural Center at Guthrie 217 Gus R. Douglass Lane Charleston, WV 25312
Architects, WV State Board of <i>Board Meeting</i>	5/27/2011	Emergency Meeting to conduct regular business of the board, approval of minutes from previous meetings, financial report year to date. To review and approve a reinstatement and an initial registration application. Contuine discussion on acceptance of CEU hours for structured activities not rated by AIA and other matters brough before the board for their consideration and decision. The agenda for the board meeting will be posted to the board's web site.	June 7, 2011 12:00 PM WV State Capitol Complex, 1900 Kanawha Blvd. East The Governor's Press Conference Room
Athletic Commission, State	6/1/2011	Discussion of and approval to draft and publish for comment legislative rules.	June 10, 2011 10:00 AM Room 300W State Capitol Building
Banking, WV Division of <i>WV Board of Banking and Financial Institutions</i>	6/1/2011	To consider the application by United Bankshares, Inc., Charleston, West Virginia to acquire Centra Financial Holdings, Inc., Morgantown, West Virginia.	June 13, 2011 10:00 AM Division of Banking's Conference Room One Players Club Drive, Suite 300 Charleston, West Virginia
Broadband Deployment Council	5/5/2011	regular monthly meeting	June 15, 2011 9:00 AM Building 6, Room 6A
Capitol Building Commission	5/18/2011	Capitol Building Commission Meeting	June 8, 2011 10:00 AM The Culture Center 1900 Kanawha Blvd., East Charleston, WV 25305
City Hospital, Inc <i>Medical Staff Executive Committee</i>	6/1/2011	To Conduct Business	June 10, 2011 12:00 PM 8th Floor Boardroom
Commerce <i>Coal Mine Health and Safety Board</i>	5/13/2011	Monthly meeting, but meeting is tentative;	June 15, 2011 10:00 AM Country Inn & Suites Charleston, WV
Commerce <i>Coal Mine Health and Safety Board</i>	5/13/2011	regular monthly meeting; may also meet 06/15.	June 14, 2011 10:00 AM Country Inn and Suites Charleston (Kanawha City), WV
Commerce <i>Miner Education &amp; Training Board</i>	5/13/2011	Monthly meeting	June 13, 2011 10:00 AM 100 Civic Center Dr. Charleston, WV

*\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Community & Technical College Education, WV Council for	5/9/2011	Regularly Scheduled Business Meeting	June 10, 2011 09:00 AM Lakeview Resort Morgantown, WV
Community & Technical College Education, WV Council for	5/9/2011	Annual Planning Meeting	June 9, 2011 01:00 PM Lakeview Resort Morgantown, WV
Concord University <i>External Affairs Committee of the Board of Governors</i>	5/26/2011	Regularly scheduled meeting to prepare for the June 21, 2011 Board of Governors' meeting	June 14, 2011 11:30 AM Teleconference The Concord Room Marsh Hall 201A Concord University Athens, WV 24712
Concord University <i>Academic Affairs Committee of the Board of Governors</i>	5/26/2011	Regularly scheduled meeting to prepare for the June 21, 2011 Board of Governors' meeting	June 14, 2011 8:30 AM Teleconference The Concord Room Marsh Hall 201A Concord University Athens, WV 24712
Concord University <i>Student Affairs Committee of the Board of Governors</i>	5/26/2011	Regularly schedule meeting to prepare for the June 21, 2011 Board of Governors' meeting	June 14, 2011 10:00 AM Teleconference The Concord Room Marsh Hall 201A Concord University Athens, WV 24712
Concord University <i>Executive Committee of the Board of Governors</i>	5/26/2011	Regularly scheduled meeting to prepare for the June 21, 2011 Board of Governors' meeting.	June 14, 2011 2:30 PM Teleconference The Concord Room Marsh Hall 201A Concord University Athens, WV 24712
Concord University <i>Finance and Facilities Committee of the Board of Governors</i>	5/26/2011	Regularly scheduled meeting to prepare for the June 21, 2011 Board of Governors' meeting	June 14, 2011 1:00 PM Teleconference The Concord Room Marsh Hall 201A Concord University Athens, WV 24712

*\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Early Intervention Interagency Coordinating Council, WV	5/23/2011	The WV Early Intervention Interagency Coordinating Council will meet June 14-16, 2011 for its annual retreat, at Canaan Valley Resort and Conference Center in Davis, WV. The meeting schedule is as follows: June 14, 2010 2:00 ? 4:00 June 15, 2010 8:30 ? 4:30 June 16, 2010 8:30 ? 12:00 The Council, mandated by Part C of the Individuals with Disabilities Education Act (IDEA), is to advise and assist the WV Department of Health and Human Resources in the implementation of the WV Birth to Three System. Interested persons are invited to attend. For anyone needing special accommodations, information or agenda copies, please contact Sheila Zickefoose, Council Director, five days prior to the meeting to coordinate arrangements.	June 14, 2011 2:00 PM Canaan Valley Resort & Conference Center Davis, WV
Education	5/18/2011	The West Virginia Board of Education will meet to conduct routine business. The agenda for this meeting will be posted at <a href="http://wvde.state.wv.us">http://wvde.state.wv.us</a> at least three business days prior to the meeting. NOTICE: If the agenda for this meeting is not completed on June 8, 2011, the agenda will resume on June 9, 2011.	June 8, 2011 12:30 PM Capitol Building 6, Room 353 1900 Kanawha Boulevard, East Charleston, West Virginia
Education <i>WVBE LSIC Committee</i>	5/18/2011	The West Virginia Board of Education's Local School Improvement Council (LSIC) Committee will meet to conduct routine business. The agenda will be posted at <a href="http://wvde.state.wv.us">http://wvde.state.wv.us</a> at least three business days prior to the meeting.	June 8, 2011 10:00 AM Capitol Building 6, Room 353 1900 Kanawha Boulevard, East Charleston, West Virginia
Education	5/18/2011	The West Virginia Board of Education will meet to conduct routine business remaining from the June 8, 2011, agenda. This meeting will be cancelled if the agenda is completed on June 8, 2011. The June 8, 2011, agenda will be posted at <a href="http://wvde.state.wv.us">http://wvde.state.wv.us</a> at least three business days prior to the meeting.	June 9, 2011 9:00 AM Capitol Building 6, Room 353 1900 Kanawha Boulevard, East Charleston, West Virginia
Environmental Protection, Department of	5/19/2011	Upper Ohio North Watershed Total Maximum Daily Load (TMDL) meeting. First meeting to discuss TMDL development process for selected streams in the Upper Ohio North Watershed.	June 6, 2011 6:30 PM Cabela's One Cabela Drive Triadelphia, W.Va.
Environmental Protection, WV Department of  <i>WV Stream Partners Executive Committee Meeting</i>	3/28/2011	Approve 2011-2012 Stream Partners grant recommendations	May 26, 2011 2:00 PM WV DEP Headquarters in Kanawha City 601 57th St SE Charleston, WV 25304
Environmental Quality Board	5/12/2011	Evidentiary Hearings: Appeal No. 11-09-EQB (Potomac Riverkeeper, Inc. v. WVDEP and North Mountain Shale, LLC); 11-10-EQB (Stevan Hudock v. WVDEP and North Mountain Shale, LLC).	June 9, 2011 8:30 AM Martinsburg Holiday Inn 301 Foxcroft Avenue Berkeley County, West Virginia
Environmental Quality Board	5/12/2011	Evidentiary Hearings: Appeal No. 11-09-EQB (Potomac Riverkeeper, Inc. v. WVDEP and North Mountain Shale, LLC); 11-10-EQB (Stevan Hudock v. WVDEP and North Mountain Shale, LLC).	June 8, 2011 8:30 AM Martinsburg Holiday Inn 301 Foxcroft Avenue Berkeley County, West Virginia

*\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Forestry, Division of <i>Urban &amp; Community Forestry Council</i>	5/23/2011	Regular meeting of advisory council to the state urban forestry program.	June 15, 2011 10:00 AM Ryan's Restaurant Bridgeport, WV
Funeral Service Examiners, Board of	5/25/2011	To conduct the regular business of the Board, including acting on recommendations of the Complaint Committee; to approve financial reports, act on proposed changes to Crematory regulations; to sign licenses for new establishments and individual licensees; and to elect officers for the coming year. An Agenda will be available 3 days prior to the meeting.	June 13, 2011 1:00 PM 179 Summers Street - Room 305 Charleston, WV 25301
Governor, Office of the <i>Marcellus to Manufacturing Task Force, Transportation Subcommittee</i>	6/1/2011	Discussion of existing infrastructure in West Virginia capable of transporting ethane and ethylene throughout West Virginia; Discussion of additional infrastructure necessary to transport ethane and ethylene throughout West Virginia; Discussion of issues related to transporting ethane and ethylene generally; Discussion of potential sites in West Virginia to locate ethane crackers in close proximity to existing transportation outlets; Discussion of other business relating generally to the transportation of natural gas, ethane, ethylene and other natural gas byproducts in West Virginia.; An agenda will be available three days prior to the meeting in Room M-146, Building 1, State Capitol, 1900 Kanawha Boulevard, East, Charleston, West Virginia	June 8, 2011 11:00 AM West Virginia State Capitol, Building 1, Governor's Cabinet and Conference Room, Suite 10, 1900 Kanawha Boulevard, East Charleston, West Virginia
Governor, Office of the <i>Marcellus to Manufacturing Task Force, Production, Processing and Storage Subcommittee</i>	6/1/2011	Discussion of estimated volume of gas in Marcellus Shale in West Virginia; Discussion of estimated average ethane content of gas in Marcellus Shale in West Virginia; Discussion of estimated volume of ethane in Marcellus Shale in West Virginia; Discussion of estimated volume of ethane production over the next thirty years in West Virginia; Discussion of current and anticipated future markets for ethane produced from the Marcellus Shale in West Virginia; Discussion of strategies to encourage that ethane produced from the Marcellus Shale in West Virginia be available to meet the supply demands of ethane crackers in West Virginia; Discussion of strategic ethane reserves in West Virginia and related ethane storage issues; Discussion of other business related to the production, processing and storage of natural gas generally in West Virginia.; An agenda will be available three days prior to the meeting in the Office of General Counsel, Room M-146, Building 1, State Capitol, 1900 Kanawha Boulevard, East, Charleston, West Virginia	June 8, 2011 9:00 AM West Virginia State Capitol, Building 1, Governor's Cabinet and Conference Room, Suite 10, 1900 Kanawha Boulevard, East Charleston, West Virginia
Health Care Authority <i>Board Meeting</i>	6/1/2011	1)Grants; 2)FY 2012 Assessments; 3)MRT Standards; 4)Jackson General Hospital - delinquent assessment; 5)West Virginia Health Information Network Rule - proposed legislative rule; 6)Routine Business	June 15, 2011 11:00 AM HCA's Large Conference Room Dee Drive

*\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

# MEETING NOTICES

## Open Governmental Proceedings Act §6-9A et seq.

Agency	Date Filed	Purpose	Meeting Date/Location
Health Information Network, WV <i>Board of Directors</i>	5/31/2011	Monthly Meeting of the Board of Directors	June 9, 2011 1:30 PM WV Health Care Authority 100 Dee Drive Charleston, WV 25311
Housing Development Fund, WV <i>Audit Committee</i>	5/25/2011	Minutes of the March 8, 2011 Meeting; Recommended Changes to the Housing Development Fund's Investment Policies; Auditor's Required Communications with those charged with governance; and other urgent business.	June 14, 2011 8:00 AM West Virginia Housing Development Fund 814 Virginia Street, East Charleston, WV 25301
Housing Development Fund, WV	5/25/2011	Minutes of the March 8, 2011 Meeting; Consideration of the Financials for the period ended April 30, 2011; Report of the Audit Committee; Recommended Changes to the Housing Development Fund's Investment Policies; Allocation of Resources; Consideration of a Plan of Finance - Bond Refunding Opportunities; Update of New Building; and other urgent business.	June 14, 2011 9:00 AM West Virginia Housing Development Fund 814 Virginia Street, East Charleston, WV 25301
Justice and Community Services, Division of  <i>Juvenile Justice Subcommittee- DMC Workgroup</i>	5/23/2011	The Disproportionate Minority work group of the Juvenile Justice Subcommittee will select a vendor to conduct the statewide assessment.	June 10, 2011 12:00 PM Capitol Complex, Building 1, Room 213-E
Kanawha Valley Community and Technical College  <i>Board of Governors</i>	6/1/2011	To conduct a regularly scheduled meeting.	June 14, 2011 2:30 PM Erickson Alumni Center Grand Hall West Virginia State University Campus Institute, West Virginia
Kanawha Valley Community and Technical College  <i>Board of Governors Presidents Evaluation Committee</i>	6/1/2011	To go over the Presidents Comprehensive Annual Review.	June 14, 2011 1:00 PM Erickson Alumni Center Cleveland Room West Virginia State University Campus Institute, West Virginia
Licensed Practical Nurses, Board of Examiners	5/13/2011	Regular Meeting. Agenda is posted on Board's website at <a href="http://www.lpnboard.state.wv.us">www.lpnboard.state.wv.us</a>	June 15, 2011 9:30 AM 101 Dee Drive Large Conference Room Charleston WV 25311
Lottery	5/31/2011	Possible suspension, revocation or civil penalty against a limited video lottery retailer. Approval of video games of licensed or permitted video lottery terminal manufacturers. Set agenda for the June 2011 monthly business meeting.	June 10, 2011 12:00 PM Conference call at Lottery headquarters 312 MacCorkle Avenue Charleston, WV

\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Marshall University <i>Marshall University Board of Governors Meeting</i>	5/17/2011	The Agenda will be available 3 days before the meeting by emailing curtisc@marshall.edu	June 14, 2011 11:00 AM or immediately following the Committee Meetings Marshall University Huntington Campus Memorial Student Center Shawkey Dining Room
Marshall University <i>Board of Governors</i>	5/17/2011	MU Board of Governor's Committee Meetings: Finance, Audit and Facilities Planning Committee in the John Spotts Room. Academic & Student Affairs Committee in Room 2W37. The agenda for these meetings will be available three days before the meeting by emailing curtisc@marshall.edu	June 14, 2011 9:00 AM Memorial Student Center Marshall University Campus Huntington, WV
Marshall University Research Corporation	5/13/2011	Conduct business matters of the Research Corporation	June 8, 2011 1:30 PM Marshall University Memorial Student Center John Spotts Room
Natural Resources, Law Enforcement Section, Division of <i>Whitewater Commission</i>	5/16/2011	Second quarterly meeting of the Whitewater Commission	June 14, 2011 1:00 PM Shenandoah River River Riders 408 Alstadts Hill Road Harpers Ferry, WV 25425
North Central Regional EMS, Inc. <i>Board of Directors</i>	4/5/2011	Regular meeting of the Board of Directors.	June 14, 2011 12:00 PM Valley Volunteer Fire Department 1707 Pleasant Valley Road Fairmont, WV 26554
Osteopathy, WV Board of	5/24/2011	To review recent hearings and to consider investigation of possible Board complaints.	June 8, 2011 9:00 AM Conference call originating at the Board office 405 Capitol Street, Suite 402 Charleston, WV Members of the public may participate through a speaker phone set up at this location.

\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act

# MEETING NOTICES

## Open Governmental Proceedings Act §6-9A et seq.

Agency	Date Filed	Purpose	Meeting Date/Location
Parkways Authority	6/1/2011	To consider and act upon all matters that may properly come before the monthly meeting of the Parkways Authority Board. These matters may include discussion of and possible Board action on the following: Approval of the minutes of the monthly Parkways Authority Board Meeting held on May 5, 2011; West Virginia Association of Rehabilitation Facilities contract renewal; Crossing permit for Dominion Transmission, Inc. for horizontal directional drilling under the Turnpike; Permanent easement for Charleston Sanitary Board for construction of pump station near 58th Street in Kanawha City; Capital and Renewal and Replacement Annual Needs Assessment and Five Year Program; Scope and fee proposal for development planning of property adjacent to Tamarack; Fiscal Year 2010/2011 Parkways Authority budget amendment and resolution; Fiscal Year 2011/2012 Parkways Authority budget and resolution; Selection of Certified Public Accounting firm to perform the Authority's annual audit; Selection of advertising agency for Tamarack; Fiscal Year 2011/2012 Equipment Budget; Bridge deck overlay contract BDO-1-12; Bridge and facility retrofit contract BFR-1-12; Purchase of roof system for salt storage building at Ghent; Purchase of E-ZPass transponders; Matters relating to the Direct Purchase of 2008 Refunding Bonds by Wells Fargo, including but not limited to, ratification, confirmation and final approval of Resolution parameters, review and possible approval, confirmation and/or ratification of amended and restated Supplemental Indenture, Continuing Covenants Agreement, Certificate of Determination, related transaction documents, and review and approval of other matters related to the transaction including but not limited to mandatory tender of Series 2008 Bonds, related notices and any and all other matters relating to these transactions; Other items which may become apparent or need attention and may be added to the business agenda of the meeting; attention is called to the fact that the agenda of the monthly meeting will be available three days in advance by calling 304-926-1900 or at the website <a href="http://www.wvtumpike.com">www.wvtumpike.com</a> ; items of business may be added to the agenda up to 48 hours prior to the date of the meeting.	June 9, 2011 10:30 AM Administration Building 3310 Piedmont Road Charleston, WV 25306
Pierpont Community & Technical College <i>Presidential Evaluation Committee</i>	6/1/2011	Annual presidential evaluation.	June 13, 2011 1:30 PM Fairmont State Campus Room 303 Education Building
Public Broadcasting, WV <i>Friends of WV Public Broadcasting</i>	5/10/2011	Annual board meeting.	June 8, 2011 1:00 PM 600 Capitol Street Charleston, WV
Public Defender Corp - 23rd Judicial Circuit	5/25/2011	Scheduled Board Meeting	June 8, 2011 12:00 PM Peking Restaurant Queen Street Martinsburg, West Virginia 25401
Public Defender Corporation 9th Judicial Circuit	5/10/2011	Board Meeting	June 8, 2011 12:00 PM 3rd Floor conference room.
Public Defender Corporation, 2nd Circuit	5/27/2011	Quarterly meeting: Agenda may include review of minutes of March 14th meeting; review budget and caseload reports; review policies and procedures; review proposed 2011-2012 contract proposal; review and consider budget and personnel matters; and any and all other matters.	June 13, 2011 5:30 PM Court Restaurant 217 Main Street New Martinsville, WV, 26155

*\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
Real Estate Appraiser Board	3/3/2011	Regular Board Meeting	June 9, 2011 10:00 AM 2110 Kanawha Blvd., East Charleston, WV 25311
Registered Professional Nurses, WV Board of	5/24/2011	Regular Board Meeting	June 15, 2011 9:00 AM Board Conference Room 101 Dee Drive, Suite 102 Charleston, WV 25311
Shepherd University  <i>Board of Governors</i>	6/1/2011	Annual Meeting: 1) Public Comments; 2) Adoption of the Minutes of April 14, 2011 Meeting; 3) President's Report; 4) Recognition of Emeritus Faculty; 5) Proposed Minors; 6) Right of Way Conveyance; 7) Campus Safety Annual Report; 8) Strategic Plan Update; 9) Quarterly Financial Report; 10) FY12 Budget; 11) FY13 Capital Projects Priorities; 12) New Business; 13) Elections of Officers; 14) Meeting Schedule; 15) Executive Session - Annual Performance Assessment of President; 15) Action arising out of Executive Session	June 9, 2011 3:30 PM Lower Level Conference Room Robert C Byrd Center for Legislative Studies 213 North King Street Shepherdstown, WV 25443
Southern West Virginia Community and Technical College and the Boone County Board of Education  <i>Boone County Joint Administrative Board</i>	5/16/2011	Quarterly meeting of the Boone County Joint Administrative Board of Southern West Virginia Community and Technical College and the Boone County Board of Education.	June 15, 2011 9:30 AM Southern WV Community and Technical College 3505 Daniel Boone Parkway Room 110-B Foster, WV 25081
State Police, West Virginia  <i>CDDP</i>	5/9/2011	Commission on Drunk Driving Prevention members meet to approve or disapprove grant applications for sobriety checkpoints and DUI patrols from State Police, city and county police agencies.	June 8, 2011 9:00 AM West Virginia State Police Academy Institute, WV
West Liberty University  <i>Board of Governors</i>	5/26/2011	Approval of Minutes, Fundraising Policy Approval, Annual Graduate Degree Report, Schedule of Meetings for 2011-12, Election of Officers	June 8, 2011 5:00 PM R. Emmett Boyle Conference Center, 3rd Floor, ASRC, West Liberty University West Liberty, WV 26074
West Liberty University  <i>Finance Committee</i>	5/26/2011	Review Legislative Audit	June 8, 2011 4:00 PM Athletics Conference Room, 4th Floor ASRC, West Liberty University West Liberty, WV 26074
WV Center for Nursing  <i>Statewide Educational Planning Committee</i>	10/12/2010	Quarterly Meeting.	June 9, 2011 1:00 PM 1018 Kanawha Blvd E President's Conference Room (9th Floor) Charleston, WV 25301
WV Center for Nursing  <i>Operations Committee</i>	10/12/2010	Quarterly Meeting.	June 10, 2011 9:00 AM 1018 Kanawha Blvd E President's Conference Room (9th Floor) Charleston, WV 25301

*\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

MEETING NOTICES			
Open Governmental Proceedings Act §6-9A et seq.			
Agency	Date Filed	Purpose	Meeting Date/Location
WVU Parkersburg <i>Board of Governors</i>	5/23/2011	A regular meeting of the Board of Governors to include final budget, salary increases, salary policy, tuition reduction policy, articulation agreement for high school foreign language courses, approval of bid awards, program reviews, program suspension-paramedic sciences, revision of institutional admissions, BAS in Child Development, AAS in 3-D Modeling and Institutional Community College Compact. A complete agenda will be posted online at <a href="http://www.wvup.edu/board_of_governors">www.wvup.edu/board_of_governors</a> prior to the Board meeting.	June 15, 2011 3:00 PM WVU Parkersburg President's Conference Room 300 Campus Drive Parkersburg, WV and by conference call

*\*This meeting was filed late and does not comply with the Open Governmental Proceedings Act*

<b><u>PRICE LIST</u></b>		
<b><u>AGENCY</u></b>	<b><u>RULE/ORDER</u></b>	<b><u>AMOUNT</u></b>
Administration (148-22)	Certification for Small, Women and Minority-Owned Business	\$4.00
Banking (106-5)	Rule Pertaining to Residential Mortgage Lenders, Brokers and Loan Originators	\$5.60
Development Office (145-7)	Neighborhood Investment Program Act	\$6.20
Development Office (145-11)	Brownfield Economic Development Districts	\$5.60
Development Office (145-12)	Municipal Economic Opportunity Development Districts	\$4.60
Development Office (145-14)	County Economic Opportunity Development Districts	\$4.40
Forestry (22-2)	Sediment Control During Commercial Timber-Harvesting Operations-Licensing	\$3.80
Forestry (22-3)	Sediment Control During Commercial Timber-Harvesting Operations-Logger Certification	\$3.60
Highways (157-3)	Construction and Reconstruction of State Roads	\$17.00
Highways (157-7)	Transportation of Hazardous Wastes Upon the Roads and Highways	\$4.20
Osteopathy (24-1)	Licensing Procedures for Osteopathic Physicians	\$6.00
Tax Department (110-13Q)	Commercial Patent Incentives Tax Credit	\$5.20



## Natalie E. Tennant

Secretary of State  
State of West Virginia

Office of the Secretary of State  
Building 1, Suite 157-K  
1900 Kanawha Blvd., East  
Charleston, West Virginia 25305

Telephone: (304) 558-6000  
Toll Free: 1-866-SOS-VOTE  
Fax: (304) 558-0900  
www.wvsos.com

### GUIDE FOR USING THE RULE MONITOR IN THE STATE REGISTER

Column	1. Agency Name, (Title and Series Number)
Column	2. Rule Title, Price and Type
Column	3. Date Notice of Public Hearing or Comment Period Filed
Column	4. Date of Public Hearing or Last Date Comments Will Be Received
Column	5. Date Emergency Rule Filed, Emergency Amendments Filed, Emergency Rule Decision (ERD) Number & Date ERD Filed (Effective Date of Emergency Rule)
Column	6. Date Agency Approved Legislative Rules Filed.
Column	7. Date Review by the Legislative Rule-Making Review Committee & Action Taken <b>**Please Note**</b> The Board of Education, Board of Trustees & Board of Directors File Their Rules With the Educational Over-Sight Committee
Column	8. Legislative Action
Column	9. Date Agency Final Files Legislative, Procedural or Interpretive Rules. This is the Final Step for Procedural & Interpretive Rules
Column	10. Date Rule is Effective

- 
- Titles followed by an asterisk (\*\*) indicate that the rule is in effect as an emergency
  - Emergency rules will not have a "Notice" date until the agency files one but the rule will appear in Columns 1, 2 & 5. An Agency must file for either a public hearing or public comment period either before filing as an emergency or no more than 30 days after filing the rule as an emergency
  - If more than one date appears in a column, it means the agency has repeated that step (ex. - holding an additional public hearing)
  - If a particular step is not required by law for a particular rule, the "N/A" will appear in the excluded step column
  - Once a rule becomes effective & the effective date appears in Column 10, the rule will be removed from the monitor after the rule is distributed in the loose leaf version of the Code of State Rules

**CROSS REFERENCE OF RULE MONITOR TITLE NUMBERS AND AGENCIES**

<b><u>TITLE NUMBER</u></b>	<b><u>NAME OF AGENCY</u></b>
TITLE 3	BARBERS AND COSMETOLOGISTS
TITLE 7	PROFESSIONAL ENGINEERS
TITLE 10	LICENSED PRACTICAL NURSES
TITLE 11	MEDICINE
TITLE 13	OCCUPATIONAL THERAPY
TITLE 14	OPTOMETRY
TITLE 15	PHARMACY
TITLE 16	PHYSICAL THERAPY
TITLE 17	PSYCHOLOGISTS
TITLE 20	SANITARIANS
TITLE 24	OSTEOPATHY
TITLE 25	SOCIAL WORK EXAMINERS
TITLE 26	VETERINARY MEDICINE
TITLE 27	COUNSELING
TITLE 29	SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY
TITLE 33	OFFICE OF WASTE MANAGEMENT (FORMERLY PART OF TITLE 47)
TITLE 35	OFFICE OF OIL AND GAS
TITLE 36	COAL MINE HEALTH & SAFETY
TITLE 38	MINING & RECLAMATION
TITLE 42	LABOR
TITLE 45	OFFICE OF AIR QUALITY
TITLE 47	OFFICE OF WATER RESOURCES
TITLE 48	MINES TRAINING EDUCATION & CERTIFICATION
TITLE 56	MINERS' HEALTH, SAFETY AND TRAINING
TITLE 58	NATURAL RESOURCES
TITLE 60	ENVIRONMENTAL PROTECTION, SECRETARY'S OFFICE
TITLE 61	AGRICULTURE
TITLE 63	CONSERVATION AGENCY
TITLE 64	HEALTH
TITLE 65	HEALTH CARE AUTHORITY
TITLE 69	HEALTH & HUMAN RESOURCES
TITLE 76	SENIOR SERVICES
TITLE 78	HUMAN SERVICES
TITLE 81	STATE POLICE
TITLE 82	CULTURE AND HISTORY
TITLE 85	WORKERS COMPENSATION BY THE INSURANCE COMMISSION
TITLE 86	VETERANS AFFAIRS
TITLE 87	FIRE COMMISSION
TITLE 90	CORRECTIONS
TITLE 91	MOTOR VEHICLES
TITLE 94	REGIONAL JAIL & CORRECTIONAL FACILITY AUTHORITY
TITLE 96	WORKFORCE WEST VIRGINIA
TITLE 110	TAX DEPARTMENT
TITLE 112	TREASURER
TITLE 113	HEALTH INSURANCE PLAN
TITLE 114	INSURANCE
TITLE 126	EDUCATION
TITLE 127	SECONDARY SCHOOLS ACTIVITIES COMM.
TITLE 133	HIGHER EDUCATION POLICY COMMISSION
TITLE 135	COMMUNITY & TECHNICAL COLLEGE EDUCATION
TITLE 143	PERSONNEL
TITLE 144	TOURISM
TITLE 146	STATE ELECTION COMMISSION
TITLE 148	ADMINISTRATION
TITLE 149	CRIME, DELINQUENCY AND CORRECTION
TITLE 150	PUBLIC SERVICE COMMISSION
TITLE 153	SECRETARY OF STATE
TITLE 157	DIVISION OF HIGHWAYS
TITLE 158	ETHICS COMMISSION
TITLE 162	CONSOLIDATED PUBLIC RETIREMENT BOARD
TITLE 172	STATE RAIL AUTHORITY
TITLE 175	ALCOHOL BEVERAGE CONTROL COMMISSION
TITLE 176	ALCOHOL BEVERAGE CONTROL COMMISSION – BEER
TITLE 177	ATHLETIC COMMISSION
TITLE 178	RACING COMMISSION
TITLE 179	LOTTERY
TITLE 184	PARKWAYS ECONOMIC DEV. & TOURISM AUTHORITY
TITLE 190	REAL ESTATE APPRAISER LICENSING & CERTIFICATION BOARD
TITLE 191	FAMILY PROTECTION SERVICES BOARD
TITLE 199	EXPLOSIVES & BLASTING
TITLE 204	HATFIELD-MCCOY REGIONAL RECREATION AUTHORITY
TITLE 205	OUTDOOR HERITAGE CONSERVATION FUND
TITLE 207	COALFIELD COMMUNITY DEVELOPMENT
TITLE 210	GOHELP

RULE MONITOR									
AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Administration (148-22)	Certification for Small, Women and Minority-Owned Business \$4.00 Legislative	5/31/2011	7/1/2011						
Agriculture (61-2)	West Virginia Apiary Law of 1991 \$4.40 Legislative	6/1/2010	7/1/2010	6/1/2010 Approved 7/8/2010	7/26/2010	Modified & Approved 9/13/2010 Filed 9/21/2010	SB 102 HB 2605 Bundled HB 2639		
Agriculture (61-6C)	General Groundwater Protection Rules for Fertilizers and Manures \$4.60 Legislative	6/1/2010	7/1/2010		7/12/2010	Approved 7/21/2010	SB 104 HB 2569 Bundled HB 2639		
Agriculture (61-16)	Inspection of Meat and Poultry \$4.80 Legislative	6/14/2010	7/14/2010		7/20/2010	Approved 8/10/2010	SB 103 HB 2568 Bundled HB 2639		
Air Quality (45-8)	Ambient Air Quality Standards \$16.90 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 114 HB 2580 Bundled SB 121		
Air Quality (45-14)	Permits for Construction and Major Modification of Major Stationary Sources of Air Pollution for the Prevention of Significant Deterioration \$11.60 Legislative	6/9/2010	7/12/2010		7/28/2010	Modified & Approved 1/10/2011 Filed 1/11/2011	SB 289 HB 2899 Bundled SB 121		
Air Quality (45-16)	Standards of Performance for New Stationary Sources \$13.70 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 115 HB 2576 Bundled SB 121		
Air Quality (45-18)	Control of Air Pollution from Combustion of Solid Waste \$9.80 Legislative	6/9/2010	7/12/2010		7/28/2010	Modified & Approved 1/9/2011 Filed 1/11/2011	SB 290 HB 2900 Bundled SB 121		
Air Quality (45-19)	Permits for Construction and Major Modification of Major Stationary Sources of Air Pollution Which Cause or Contribute to Nonattainment \$14.30 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 117 HB 2577 Bundled SB 121		

RULE MONITOR									
AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Air Quality (45-25)	Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities \$14.40 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 118 HB 2578 Bundled SB 121		
Air Quality (45-30)	Requirements for Operating Permits \$13.70 Legislative	1/11/2011	2/14/2011	12/21/2010 Effective 2/1/2011	3/16/2011				
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants \$21.70 Legislative	6/9/2010	7/12/2010		7/28/2010	Approved 1/9/2011	SB 119 HB 2579 Bundled SB 121		
Banking (106-5)	Rule Pertaining to Residential Mortgage Lenders, Brokers and Loan Originators \$5.60 Legislative	5/27/2011	7/1/2011						
Barbers & Cosmetologists (3-1)	Procedures, Criteria and Curricula for Examination and Licensure of Barbers, Cosmetologists, Manicurists and Aestheticians \$6.00 Legislative	6/18/2010	7/22/2010		7/30/2010	Modified & Approved 10/11/2010 Filed 10/18/2010	SB 105 HB 2606 Bundled HB 2639		
Barbers & Cosmetologists (3-2)	Qualification Training, Examination of Licensure of Instructors \$4.00 Legislative	6/18/2010	7/22/2010		7/30/2010	Modified & Approved 10/11/2010 Filed 10/18/2010	SB 106 HB 2607 Bundled HB 2639		
Barbers & Cosmetologists (3-4)	Operational Standards for Schools of Barbering and Beauty Culture \$3.80 Legislative	6/18/2010	7/22/2010		7/30/2010	Modified & Approved 10/11/2010 Filed 10/18/2010	SB 107 HB 2608 Bundled HB 2639		
Barbers & Cosmetologists (3-6)	Schedule of Fees \$2.40 Legislative	5/10/2010	6/11/2010	4/27/2010 Withdrawn 5/10/2010 5/7/2010 Approved 5/14/2010	6/18/2010	Approved 10/11/2010 Filed 10/18/2010	SB 108 HB 2570 Bundled HB 2639		
Community & Technical College Ed. (135-11)	Degree Designation, General Education Requirements, New Program Approval and Discontinuance of Existing Programs \$5.80 Procedural	4/22/2011	5/22/2011						

RULE MONITOR									
AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Community & Technical College Ed. (135-23)	Standards and Procedures for Undergraduate Admissions at Comm. & Tech. Colleges \$4.60 Procedural	10/29/2010	11/29/2010					4/22/2011	5/22/2011
Community & Technical College Ed. (135-27)	Workforce Development Initiative Program \$4.20 Legislative	4/22/2011	5/23/2011	4/22/2011 Effective 4/22/2011					
Community & Technical College Ed. (135-28)	Guidelines for Granting College Credit for Courses Under the WV EDGE, "Earn a Degree, Graduate Early" Program \$3.60 Procedural	4/22/2011	5/22/2011						
Consolidated Public Retirement Board (162-5)	Public Employees Retirement System \$5.20 Legislative			5/12/2011 ERD by 6/23/2011					
Consolidated Public Retirement Board (162-9)	West Virginia State Police \$5.20 Legislative			5/12/2011 ERD by 6/23/2011					
Corrections (90-8)	Fees for Electronic Monitoring of Offenders \$4.20 Legislative	4/11/2011	5/16/2011		5/23/2011				
Crime, Delinquency and Correction (149-2)	Law Enforcement Training Standard \$8.00 Legislative	6/7/2010	7/15/2010		7/23/2010	Modified & Approved 10/11/2010 Filed 10/13/2010	SB 124 HB 2614 Bundled HB 2613	4/15/2011	7/10/2011
Development Office (145-7)	Neighborhood Investment Program Act \$6.20 Procedural	5/31/2011	6/30/2011						
Development Office (145-11)	Brownfield Economic Development Districts \$5.60 Legislative	6/1/2011	7/1/2011						
Development Office (145-12)	Municipal Economic Opportunity Development Districts \$4.60 Procedural	6/1/2011	7/2/2011						
Development Office (145-14)	County Economic Opportunity Development Districts \$4.40 Procedural	6/1/2011	7/2/2011						

RULE MONITOR									
AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Education (126-12)	Standards for High Quality Schools (2322) \$4.40 Legislative Exempt	5/12/2011	6/13/2011						
Education (126-14)	WV Measures of Academic Progress (2340) \$10.00 Legislative Exempt	4/15/2011	5/16/2011						
Education (126-28)	West Virginia's Universal Access to a Quality Early Education System (2525) \$9.80 Procedural	4/15/2011	5/16/2011						
Education (126-42)	Assuring the Quality of Education: Regulations for Education Programs (2510) \$14.70 Legislative Exempt	4/15/2011	5/16/2011						
Education (126-44A)	21 <sup>st</sup> Century Reading and English Language Arts Content Standards and Objectives for WV Schools (2520.1) \$16.80 Legislative Exempt	5/12/2011	6/13/2011						
Education (126-44AA)	Next Generation Content Standards and Objectives for English Language Arts in WV Schools (2520.1A) \$22.10 Legislative Exempt	5/12/2011	6/13/2011						
Education (126-44B)	21 <sup>st</sup> Century Mathematics Content Standards and Objectives for WV Schools (2520.2) \$18.20 Legislative Exempt	5/12/2011	6/13/2011						
Education (126-44BB)	Next Generation Content Standards and Objectives for Mathematics in WV Schools (2520.2B) \$23.80 Legislative Exempt	5/12/2011	6/13/2011						
Education (126-44H)	Next Generation Driver Education Content Standards and Objectives for WV Schools (2520.8) \$6.00 Legislative Exempt	5/12/2011	6/13/2011						

**RULE MONITOR**

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Forestry (22-2)	Sediment Control During Commercial Timber-Harvesting Operations-Licensing \$3.80 Legislative	5/27/2011	6/28/2011						
Forestry (22-3)	Sediment Control During Commercial Timber-Harvesting Operations-Logger Certification \$3.60 Legislative	5/27/2011	6/28/2011						
Health (64-3)	Public Water Systems \$4.00 Legislative	6/23/2010	7/23/2010		7/29/2010	Approved 11/16/2010	SB 129 HB 2583 Bundled SB 295	4/21/2011	4/21/2011
Health (64-43)	Food Manufacturing Facilities \$3.00 Legislative	6/10/2010	7/12/2010		7/29/2010	Modified & Approved 11/16/2010 Filed 1/3/2011	SB 130 HB 2617 Bundled SB 295	4/21/2011	4/21/2011
Health (64-44)	Fire Department Rapid Response Services Licensure \$4.40 Legislative	6/29/2010	7/29/2010		7/30/2010	Approved 1/10/2011	SB 131 HB 2584 Bundled SB 295	4/21/2011	4/21/2011
Health (64-48)	Emergency Medical Services \$12.70 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 1/10/2011 Filed 1/24/2011	SB 294 HB 2904 Bundled SB 295	4/21/2011	4/21/2011
Health (64-68)	Cancer Registry \$3.00 Legislative	6/23/2010	7/23/2010		7/29/2010	Approved 10/11/2010	SB 132 HB 2585 Bundled SB 295	4/21/2011	4/21/2011
Health (64-97)	Maternal Risk Screening \$2.60 Legislative	6/23/2010	7/23/2010		7/29/2010	Modified & Approved 10/11/2010 Filed 1/3/2011	SB 133 HB 2618 Bundled SB 295	4/21/2011	4/21/2011
Health (64-98)	Safety and Treatment Program \$3.20 Legislative	6/30/2010	7/30/2010	6/30/2010 Approved 8/11/2010	7/30/2010	Modified & Approved 11/16/2010 Filed 12/3/2010	SB 295 Bundled SB 295 HB 2905	5/10/2011	5/10/2011
Health (64-99)	Requirement for Licensure of Nonprofit Corporations for Conservation Service \$4.80 Legislative	6/30/2010	7/30/2010	6/30/2010 Approved 8/11/2010	7/30/2010	Modified & Approved 11/16/2010 Filed 12/3/2010	SB 126 HB 2615 Bundled SB 295	5/10/2011	5/10/2011

RULE MONITOR									
AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Higher Education Policy Comm. (133-11)	Submission of Proposals for Academic Programs and the Monitoring and Discontinuance of Existing Programs \$7.60 Procedural	5/3/2011	6/2/2011						
Higher Education Policy Comm. (133-47)	Commission Organization and Meetings \$3.60 Procedural	5/18/2011	6/17/2011						
Highways (157-3)	Construction and Reconstruction of State Roads \$17.00 Legislative	5/27/2011	6/27/2011						
Highways (157-7)	Transportation of Hazardous Wastes Upon the Roads and Highways \$4.20 Legislative	5/27/2011	6/27/2011						
Insurance Commission (114-6)	Credit Life Insurance, Credit Accident and Sickness Insurance, and Credit Unemployment Insurance \$5.00 Legislative	6/15/2010	7/15/2010		7/27/2010	Modified & Approved 9/13/2010 Filed 9/28/2010	SB 142 HB 2623 Bundled SB 177	5/10/2011	7/1/2011
Insurance Commission (114-11B)	Suitability in Annuity Transactions \$4.00 Legislative	6/15/2010	7/15/2010		7/29/2010	Approved 9/13/2010	SB 137 HB 2588 Bundled SB 177	5/10/2011	7/1/2011
Insurance Commission (114-25)	Insurance Adjusters \$5.40 Legislative	6/15/2010	7/15/2010	6/15/2010 Withdrawn 7/15/2010	7/27/2010	Modified & Approved 10/11/2010 Filed 10/20/2010	SB 138 HB 2620 Bundled SB 177	5/10/2011	7/1/2011
Insurance Commission (114-32)	Long-Term Care Insurance \$15.40 Legislative	6/11/2010	7/12/2010		7/29/2010	Modified & Approved 9/13/2010 Filed 9/28/2010	SB 139 HB 2621 Bundled SB 177	5/10/2011	7/1/2011
Insurance Commission (114-41)	Actuarial Opinion and Memorandum Rule \$5.80 Legislative	6/11/2010	7/12/2010		7/27/2010	Approved 9/13/2010	SB 140 HB 2589 Bundled SB 177	5/10/2011	7/1/2011

**RULE MONITOR**

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Insurance Commission (114-41A)	Property and Casualty Actuarial Opinion \$3.00 Legislative	6/15/2010	7/15/2010	9/1/2010 Effective 10/13/2010	7/27/2010	Modified & Approved 11/16/2010 Filed 12/1/2010	SB 141 HB 2622 Bundled SB 177	5/10/2011	6/10/2011
Insurance Commission (114-61)	Credit Personal Property \$4.20 Legislative	6/15/2010	7/15/2010		7/27/2010	Approved 9/13/2010	SB 143 Bundled SB 177 HB 2590	5/10/2011	7/1/2011
Insurance Commission (114-68)	Valuation of Life Insurance Companies \$5.60 Legislative	6/11/2010	7/12/2010		7/27/2010	Approved 10/11/2010	SB 145 HB 2591 Bundled SB 177	5/10/2011	7/1/2011
Insurance Commission (114-69A)	Recognition of Preferred Mortality Tables for Use in Determining Minimum Reserve Liabilities \$3.20 Legislative	6/11/2010	7/12/2010		7/27/2010	Approved 10/11/2010	SB 146 HB 2592 Bundled SB 177	5/10/2011	7/1/2011
Insurance Commission (114-85)	Professional Employer Organizations \$4.00 Legislative	6/11/2010	7/12/2010	6/11/2010 Effective 7/23/2010	7/27/2010	Approved 10/11/2010	SB 147 HB 2593 Bundled SB 177	5/10/2011	5/10/2011
Insurance Commission (114-91)	Health Maintenance Organization Point of Service Option \$3.20 Legislative	6/11/2010	7/12/2010		7/27/2010	Approved 11/16/2010	SB 148 HB 2594 Bundled SB 177	5/10/2011	7/1/2011
Medicine (11-7)	Formation and Approval of Professional Limited Liability Companies \$3.40 Legislative	5/18/2011	6/24/2011						
Mining & Reclamation (38-2)	West Virginia Surface Mining Reclamation Rule \$31.50 Legislative	12/16/2009 6/10/2010	1/18/2010 7/13/2010	12/16/2009 Approved 12/23/2009	2/1/2010 7/30/2010	Modified with Certain Amendments & Approved 1/10/2011 Filed 1/18/2011	SB 292 HB 2902 Bundled SB 121		
Natural Resources (58-27)	Special Motorboating Regulations \$3.60 Legislative			5/25/2011 ERD by 7/6/2011					
Nursing Home Administrators Licensing Bd. (21-1)	Nursing Home Administrators \$6.40 Legislative	2/14/2011	3/16/2011		3/28/2011				

**RULE MONITOR**

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Occupational Therapy (13-3)	Fees for Services Rendered by the Board \$3.20 Legislative	5/17/2011	6/30/2011						
Optometry (14-1)	Rules of the WV Bd. of Optometry \$3.60 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 157 HB 2630 Bundled HB 2639		
Optometry (14-2)	Expanded Prescriptive Authority \$3.00 Legislative	6/25/2010	7/26/2010		7/30/2010	Filed 1/3/2011	SB 296 HB 2906 Bundled HB 2639		
Optometry (14-5)	Schedule of Fees \$2.60 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 159 HB 2632 Bundled HB 2639		
Optometry (14-6)	Examination and Scoring Policy \$2.60 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 160 HB 2633 Bundled HB 2639		
Optometry (14-8)	Licensure by Endorsement \$2.60 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 161 HB 2634 Bundled HB 2639		
Optometry (14-9)	Contact Lenses that Contain and Deliver Pharmaceutical Agents Certificate \$2.40 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 162 HB 2635 Bundled HB 2639		
Optometry (14-10)	Continuing Education \$2.80 Legislative	6/25/2010	7/26/2010		7/30/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 158 HB 2631 Bundled HB 2639		
Optometry (14-11)	Injectable Pharmaceutical Agents Certificate \$3.20 Legislative	6/24/2010	7/23/2010		7/30/2010	Modified with certain amendments and approved 12/14/2010 Filed 12/23/2010	SB 297 HB 2907 Bundled HB 2639		

RULE MONITOR									
AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Osteopathy (24-1)	Licensing Procedures for Osteopathic Physicians \$6.00 Legislative	6/1/2011	7/1/2011						
Osteopathy (24-2)	Osteopathic Physician Assistants \$5.00 Legislative	6/14/2010	7/14/2010	6/14/2010 Approved 7/8/2010 Amendment 11/10/2010 Approved 11/17/2010	7/30/2010	Modified & Approved 11/16/2010 Filed 11/29/2010	SB 163 HB 2636 Bundled HB 2639		
Osteopathy (24-5)	Fees for Services Rendered by the Bd. of Osteopathy \$2.60 Legislative	6/14/2010	7/14/2010		7/28/2010	Modified & Approved 11/16/2010 Filed 11/29/2010	SB 164 HB 2637 Bundled HB 2639		
Personnel (143-1)	Administrative Rule of the WV Div. of Personnel \$15.20 Legislative	5/20/2011	6/30/2011						
Personnel (143-3)	Workers' Compensation Temporary Total Disability \$4.60 Legislative	5/20/2011	6/30/2011						
Pharmacy (15-1)	Board of Pharmacy Rules Regarding Licensure and the Practice of Pharmacy \$13.80 Legislative	6/17/2010	7/18/2010		7/29/2010	Approved 11/16/2010	SB 165 HB 2597 Bundled HB 2639		
Pharmacy (15-8)	Controlled Substances Monitoring \$6.40 Legislative	6/17/2010	7/18/2010		7/29/2010	Approved 11/16/2010	SB 166 HB 2598 Bundled HB 2639		
Physical Therapy (16-1)	Supervision of a Physical Therapist Assistant \$13.80 Legislative	6/29/2010	7/29/2010	6/29/2010 Approved Section 8 only 7/14/2010 Amendment 11/5/2010 Approved Section 8 only 11/16/2010	7/30/2010	Modified & Approved 12/14/2010 Filed 12/21/2010	SB 167 HB 2638 Bundled HB 2639		
Physical Therapy (16-4)	Fees for Physical Therapist and Physical Therapist Assistant \$3.80 Legislative	6/29/2010	7/29/2010		7/30/2010	Approved 12/14/2010	SB 168 HB 2599 Bundled HB 2639		

RULE MONITOR									
AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Physical Therapy (16-5)	General Provisions for Athletic Trainers \$2.80 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 9/13/2010 Filed 9/20/2010	SB 169 HB 2639 Bundled HB 2639		
Physical Therapy (16-6)	Fees for Athletic Trainers \$2.40 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 9/13/2010 Filed 9/20/2010	SB 170 HB 2640 Bundled HB 2639		
Professional Engineers, Bd. Of Reg. for (7-3)	Application of Engineering Seal \$3.20 Interpretive	4/14/2011	5/30/2011						
Professional Surveyors (23-1)	Examination and Licensing of Professional Surveyors in WV \$5.60 Legislative	5/17/2011	6/21/2011						
Professional Surveyors (23-3)	Disciplinary and Complaint Procedures for Land Surveyors \$5.20 Procedural	5/17/2011	6/21/2011						
Public Service Commission (150-3)	Rules and Regulations for the Government of Electric Utilities \$13.40 Legislative Exempt	3/22/2011	4/21/2011						
Public Service Commission (150-8)	Rules and Regulations for the Government of Railroad Safety and Sanitation \$9.80 Legislative Exempt	3/31/2011	Hearing 6/2/2011 Written Comments 4/29/2011 Hearing 7/18/2011						
Public Service Commission (150-33)	Rules Governing Electric Utility Net Metering Arrangements and Interconnections \$14.50 Exempt Legislative	12/27/2010	1/26/2011					5/19/2011	7/18/2011
Public Service Commission (150-35)	Rules Governing Innovative, Alternative Sewer Systems \$5.60 Legislative Exempt	2/9/2011	3/15/2011						
Racing Commission (178-1)	Thoroughbred Racing \$21.30 Legislative	6/7/2010	7/8/2010		7/27/2010	Modified & Approved 1/10/2011 Filed 1/20/2011	SB 298 HB 2908 Bundled SB 177	4/11/2011	7/10/2011

RULE MONITOR									
AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Racing Commission (178-2)	Greyhound Racing \$12.30 Legislative	6/29/2010	7/29/2010		7/30/2010	Modified & Approved 1/10/2011 Filed 1/20/2011	SB 299 HB 2909 Bundled SB 177	4/11/2011	7/10/2011
Racing Commission (178-5)	Pari-Mutuel Wagering \$14.20 Legislative	6/7/2010	7/8/2010		7/16/2010	Modified & Approved 1/10/2011 Filed 1/20/2011	SB 300 HB 2910 Bundled SB 177	4/11/2011	6/10/2011
Real Estate Appraiser Lic. & Cert. Bd. (190-3)	Renewal of Licensure or Certification \$4.00 Legislative			5/25/2011 ERD by 7/6/2011					
Real Estate Appraiser Lic. & Cert. Bd. (190-4)	Investigative and Hearing Procedures \$4.20 Procedural	5/25/2011	6/27/2011						
Sanitarians, Bd. Of Reg. for (20-1)	Rules of Procedure for Contested Case Hearings and Declaratory Rulings \$3.40 Procedural	12/28/2010	1/28/2011					4/29/2011	5/30/2011
Sanitarians, Bd. Of Reg. for (20-2)	Procedure for the Investigation and Resolution of Complaints \$3.00 Procedural	12/28/2010	1/28/2011					4/29/2011	5/30/2011
Sanitarians, Bd. Of Reg. for (20-3)	Interim Fee Schedule \$3.60 Legislative	6/17/2010	7/19/2010	5/18/2010 Effective 6/29/2010	7/29/2010	Approved 11/16/2010	SB 171 HB 2600 Bundled HB 2639		
Sanitarians, Bd. of Ref. for (20-4)	Rules Governing the Practice of Public Health Sanitation \$4.60 Legislative	6/23/2010	7/23/2010		7/29/2010	Approved 11/16/2010	SB 172 HB 2601 Bundled HB 2639		
Secondary Schools Activities Comm. (127-2)	Athletics, Provisions Governing Eligibility \$5.80 Legislative	5/12/2011	6/13/2011						
Secondary Schools Activities Comm. (127-3)	Provisions Governing Contests \$8.80 Legislative	5/12/2011	6/13/2011						
Secondary Schools Activities Comm. (127-4)	Provisions Governing Conduct \$4.80 Legislative	5/12/2011	6/13/2011						

**RULE MONITOR**

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Secretary of State (153-25)	Combined Voter Registration and Driver Licensing Fund \$4.60 Legislative	10/8/2010	11/8/2010		11/12/2010	Approved 1/9/2011	SB 173 HB 2602 Bundled HB 2639		
State Election Commission (146-5)	WV Supreme Court of Appeals Public Campaign Financing Pilot Program \$6.20 Legislative	6/18/2010	7/19/2010		7/29/2010	Modified & Approved 1/9/2011 Filed 1/14/2011	SB 293 HB 2903 Bundled HB 2639		
State Police (81-3)	WV State Police Career Progression System \$6.60 Legislative	5/18/2011	6/21/2011						
Tax Department (110-10D)	Use and Acceptance of Electronic Records \$4.20 Procedural	12/29/2010	1/31/2011					4/15/2011	5/16/2011
Tax Department (110-10F)	Payment of Taxes by Electronic Funds Transfer \$6.80 Legislative	1/26/2011	2/24/2011	12/29/2010 Approved 2/8/2011	4/21/2011				
Tax Department (110-13Q)	Commercial Patent Incentives Tax Credit \$5.20 Legislative	6/1/2011	7/1/2011						
Tax Department (110-13Q)	Commercial Patent Incentives Tax Credit \$4.20 Legislative	6/14/2010	7/15/2010		7/28/2010	Modified & Approved 10/11/2010 Filed 11/5/2010	SB 175 HB 2641 Bundled SB 177	4/21/2011	6/1/2011
Tax Department (110-50E)	Exchange of Information Agreement Between the State Tax Department and the WV Lottery \$2.40 Legislative	6/3/2010	7/6/2010		7/26/2010	Approved 10/11/2010	SB 176 HB 2604 Bundled SB 177	4/21/2011	6/1/2011
Tax Department (110-50F)	Exchange of Information Agreement Between the State Tax Department and the State Fire Marshal \$2.40 Legislative	6/3/2010	7/6/2010		7/26/2010	Modified & Approved 10/11/2010 Filed 11/5/2010	SB 177 HB 2642 Bundled SB 177	4/21/2011	6/1/2011
Treasurer's Office (112-3)	Establishment of Imprest Funds \$2.80 Legislative	5/26/2010	6/28/2010		6/30/2010	Modified & Approved 7/21/2010 Filed 7/30/2010	SB 301 HB 2911 Bundled HB 2639		

**RULE MONITOR**

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Veterinary Medicine (26-1)	Organization and Operation and Licensing of Veterinarians \$5.60 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 178 HB 2643 Bundled HB 2639		
Veterinary Medicine (26-3)	Registration of Veterinary Technicians \$4.20 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 179 HB 2644 Bundled HB 2639		
Veterinary Medicine (26-4)	Standards of Practice \$5.80 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 180 HB 2645 Bundled HB 2639		
Veterinary Medicine (26-5)	Certified Animal Euthanasia Technicians \$4.60 Legislative	6/25/2010	7/26/2010	6/25/2010 Effective 8/6/2010	7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 181 HB 2646 Bundled HB 2639		
Veterinary Medicine (26-6)	Schedule of Fees \$2.80 Legislative	6/25/2010	7/26/2010		7/27/2010	Modified & Approved 11/16/2010 Filed 11/24/2010	SB 182 HB 2566 Bundled HB 2639		
Waste Management (33-20)	Hazardous Waste Management Rule \$7.00 Legislative	6/14/2010	7/15/2010		7/30/2010	Modified & Approved 9/13/2010 9/21/2010	SB 116 HB 2609 Bundled SB 121		
Water Resources (47-2)	Requirements Governing Water Quality Standards \$12.80 Legislative	3/3/2010 6/4/2010	4/1/2010 7/19/2010	3/3/2010 Approved 3/5/2010	6/4/2010 7/30/2010	Approved 1/10/2011	SB 122 HB 2581 Bundled SB 121		
Water Resources (47-10)	National Pollutant Discharge Elimination System (NPDES) System \$13.90 Legislative	Called up by 2011 Legislature					Bundled SB 121		
Water Resources (47-12)	Requirements Governing Groundwater Standards \$3.20 Legislative	6/11/2010	7/15/2010		7/23/2010	Modified & Approved 9/13/2010 Filed 9/14/2010	SB 121 HB 2611 Bundled SB 121		

**RULE MONITOR**

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Water Resources (47-60)	Monitoring Well Design Standards \$8.40 Legislative	6/15/2010	7/15/2010		7/26/2010	Modified & Approved 9/13/2010 Filed 9/22/2010	SB 120 HB 2610 Bundled SB 121		

**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION**

Form #2

Do Not Mark In This Box

2011 MAY 31 PM 3:46

LEGISLATIVE

**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION**

Form #2

Do Not Mark In This Box

2011 MAY 27 PM 4:05

**NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE**

AGENCY: Department of Administration, Purchasing Division TITLE NUMBER: 148

RULE TYPE: Legislative CITE AUTHORITY: 5A-3-59

AMENDMENT TO AN EXISTING RULE: YES ☐ NO ☒

IF YES, SERIES NUMBER OF RULE BEING AMENDED: \_\_\_\_\_

TITLE OF RULE BEING AMENDED: \_\_\_\_\_

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 22

TITLE OF RULE BEING PROPOSED: Certification for small, women and minority-owned businesses

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 1, 2011 AT 9:00 a.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Donna Lipscomb, Executive Coordinator

Department of Administration

1900 Kanawha Boulevard East  
Room E-119

Charleston, WV 25305

304-558-3392  
donna.m.lipscomb@wv.gov

THE ISSUES TO BE HEARD SHALL BE  
LIMITED TO THIS PROPOSED RULE.

  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

**NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE**

AGENCY: West Virginia Division of Banking TITLE NUMBER: 106

RULE TYPE: Legislative CITE AUTHORITY: W.Va. Code §31A-2-4(c)(1)

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 5

TITLE OF RULE BEING AMENDED: Rule Pertaining to Residential Mortgage Lenders, Brokers, and Loan Originators

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 1, 2011 AT 5:00 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

West Virginia Division of Banking

Attn: Robert J. Lamont

One Player's Club Drive, Suite 300

Charleston, West Virginia 25311-1668

THE ISSUES TO BE HEARD SHALL BE  
LIMITED TO THIS PROPOSED RULE.

  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

#4.00

#5.60

**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION**

Form #2

Do Not Mark In This Box

2011 JUN -1 PM 3:29

LEGISLATIVE

**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION**

Form #2

Do Not Mark In This Box

2011 MAY 27 PM 3:07

**NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE**

AGENCY: West Virginia Development Office TITLE NUMBER: 145

RULE TYPE: Legislative CITE AUTHORITY: W.Va Code §B-2-6a

AMENDMENT TO AN EXISTING RULE: YES X NO     

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 11

TITLE OF RULE BEING AMENDED: Brownfield Economic Development Districts

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:     

TITLE OF RULE BEING PROPOSED:     

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 1, 2011 AT 5:00 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Angel R. Moore

State Capitol Complex

Building 6, Room 525

Charleston, WV 25305-0311

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

145.60

**NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE**

AGENCY: Division of Forestry TITLE NUMBER: 22

RULE TYPE: Legislative Rule CITE AUTHORITY: W. Va. Code §19-1B-4

AMENDMENT TO AN EXISTING RULE: YES X NO     

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 2

TITLE OF RULE BEING AMENDED: Sediment Control During Commercial Timber-Harvesting Operations - Licensing

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:     

TITLE OF RULE BEING PROPOSED:     

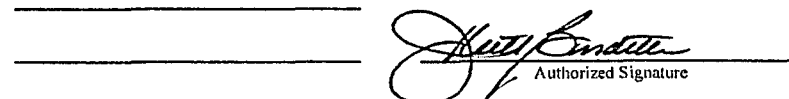
IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON June 28th AT 4:00 pm ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

West Virginia Division of Forestry

1900 Kanawha Blvd East

Charleston, WV 25305-0180

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

143.40

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION

Form #2

Do Not Mark In This Box

2011 MAY 27 PM 3:07

LEGISLATIVE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: Division of Forestry TITLE NUMBER: 22

RULE TYPE: Legislative Rule CITE AUTHORITY: W. Va. Code §19-1B-7

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 3

TITLE OF RULE BEING AMENDED: Sediment Control During Commercial Timber-Harvesting Operations - Logger Certification

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON June 28th AT 4:00 pm ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

West Virginia Division of Forestry

1900 Kanawha Blvd East

Charleston, WV 25305-0180

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION

Form #2

Do Not Mark In This Box

2011 MAY 27 PM 3:12

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Department of Transportation, Division of Highways TITLE NUMBER: 157

RULE TYPE: Legislative CITE AUTHORITY: W. Va. Code 17-2A-8 (1) and (2) and 17-4-19

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

IF YES, SERIES NUMBER OF RULE BEING AMENDED: Three

TITLE OF RULE BEING AMENDED: Construction and Reconstruction of State Roads

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

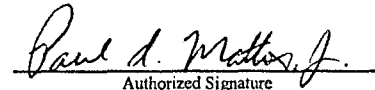
IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON June 27, 2011 AT 12:00 noon ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Marvin Murphy; Kathy Holtsclaw

WV Division of Highways  
Bldg. 5, Room 164

1900 Kanawha Blvd., E.  
Charleston, WV 25305-0430

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

\$360

\$17.00

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION

Form #2

Do Not Mark In This Box

2011 JUN 27 AM 11:11

LEGISLATIVE

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION

Form #2

Do Not Mark In This Box

2011 JUN -1 AM 8:43

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Department of Transportation, Division of Highways TITLE NUMBER: 157

RULE TYPE: Legislative CITE AUTHORITY: W.Va. Code 22-18-7 (a)

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

IF YES, SERIES NUMBER OF RULE BEING AMENDED: Seven

TITLE OF RULE BEING AMENDED: Transportation of Hazardous Wastes Upon the Roads and Highways

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON June 27, 2011 AT 12:00 noon ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Marvin Murphy; Kathy Holtsclaw

WV Division of Highways  
Bldg. 5, Room 164

1900 Kanawha Blvd., E.  
Charleston, WV 25305-0430

THE ISSUES TO BE HEARD SHALL BE  
LIMITED TO THIS PROPOSED RULE.

*Paul d. Matheson, Jr.*  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Board of Osteopathy TITLE NUMBER: 24

RULE TYPE: Legislative CITE AUTHORITY: West Virginia Code §30-1-4

AMENDMENT TO AN EXISTING RULE: YES ☒ NO ☐

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 1

TITLE OF RULE BEING AMENDED: Licensing Procedures for Osteopathic Physicians

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 1, 2011 AT 12:00 Noon ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

WV Board of Osteopathy

405 Capitol Street, Suite 402  
Charleston, WV 25301

THE ISSUES TO BE HEARD SHALL BE  
LIMITED TO THIS PROPOSED RULE.

*Ernest Smith*  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

8/1/20

1/6.00

**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE TENNANT  
ADMINISTRATIVE LAW DIVISION**

Form #2

Do Not Mark In this Box

LEGISLATIVE

2011 JUN -1 PM 3:07

OFF TELEPHONE

**NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE**

AGENCY: State Tax Department TITLE NUMBER: 110

RULE TYPE: Legislative CITE AUTHORITY W. Va. Code §§11-13AA-10, 11-10-5, 11-10-5d(f)

AMENDMENT TO AN EXISTING RULE: YES X NO       

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 130

TITLE OF RULE BEING AMENDED: Commercial Patent Incentives Tax Credit

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:                     

TITLE OF RULE BEING PROPOSED:                                     

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 1, 2011 AT 5:00 pm. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Legal Division

State Tax Department

P.O. Box 1005

Charleston, WV 25324-1005

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.



Charles O. Lorensen  
Cabinet Secretary of the Department of Revenue

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

85.20

## Form #2

**Do Not Mark In This Box**

## PROCEDURAL

20110731 THU 1:28

112

## NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

ATTACH A BRIEF SUMMARY OF YOUR PROPOSAL

116.20

14.60

## Form #2

**Do Not Mark In This Box**

10-11-1964

2011 JUN -1 PM 3:28

1. *Chlorophyll a* and *Chlorophyll b* were determined by the method of Arar and Collins (1971) using a Shimadzu 1010 spectrophotometer. The concentration of chlorophylls was expressed in mg g<sup>-1</sup> of dry weight.

... ..

## NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

ATTACH A BRIEF SUMMARY OF YOUR PROPOSAL

PROCEDURAL

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT  
ADMINISTRATIVE LAW DIVISION

Form #2

Do Not Mark In This Box

2011 JUN -1 PM 3:28

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Development Office TITLE NUMBER: 145

RULE TYPE: Procedural CITE AUTHORITY: W. Va. Code §2-22-7

AMENDMENT TO AN EXISTING RULE: YES ☐ NO ☒

IF YES, SERIES NUMBER OF RULE BEING AMENDED: \_\_\_\_\_

TITLE OF RULE BEING AMENDED: \_\_\_\_\_

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 14

TITLE OF RULE BEING PROPOSED: County Economic Opportunity Development Districts

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 2, 2011 AT 5:00 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

WV Development Office

Bldg. 6, Room 525

Charleston, WV 25305-0311

Att: Angel R. Moore

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

  
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

\$4,40

**WEST VIRGINIA HEALTH CARE AUTHORITY  
CERTIFICATE OF NEED  
100 Dee Drive  
Charleston, West Virginia 25311-1600**

May 31, 2011

**LEGAL NOTICE**

James L. Pitrolo, Jr., Chairman, West Virginia Health Care Authority, announces the following Certificate of Need activities for the week ending May 27, 2011.

**LETTERS OF INTENT FOR EXPEDITED REVIEW RECEIVED**

May 26, 2011 – OnSite Digital Imaging Services, LLC, Huntington, Cabell County, CON File #11-WV-9436-E, for the provision of Mobile Imaging Services in West Virginia; capital expenditure: \$600,000.

May 25, 2011 – Rural Health Access Corporation, Chapmanville, Logan County, CON File #11-2-9432-P, for an ambulatory care center at 386 Airport Road in Chapmanville; no capital expenditure:

**LETTER OF INTENT FOR EXEMPTION RECEIVED**

May 26, 2011 – Gregory D. Chaney, MD, Huntington, Cabell County, CON File #11-2-9435-X, for the acquisition of the ownership interests of Area Health Systems, Inc., d/b/a Tri-State Medical Center located in Huntington; capital expenditure: \$525,000.

Any person desiring to request a public hearing on the above referenced matter should contact the Certificate of Need office on or before June 14, 2011.

**EXPEDITED APPLICATIONS RECEIVED**

May 24, 2011 – HCRMC Operations, LLC, Toledo, Ohio, CON File #11-1/3/4/6/8/9-9422-A, for the proposed issuance by HCRMC of securities that are related in part to seven West Virginia nursing homes operated by HCRMC subsidiaries; capital expenditure: \$44,250,000.

May 27, 2011 – Omega Healthcare Investors, Inc., a Delaware company, CON File #11-9-9426-A, for the acquisition of all of the membership interests in PV Realty - Willow Tree, LLC. The acquisition will result in OHI becoming the sole member of PV Realty - Willow Tree, LLC, the owner of the land and buildings that are currently and will continue to be leased to Blue Ridge Nursing, LLC, the licensed operator of Willow Tree Manor, a nursing home situated on the property located in Charles Town, Jefferson County; capital expenditure: \$16,500,000.

**OTHER**

**PROJECT DETERMINED NOT REVIEWABLE**

May 23, 2011 – In the matter of United Summit Center, Bridgeport, Harrison County, CON File #11-6-9413-X, it is ORDERED that the provision of outpatient behavioral health services for persons with mental illness and persons needing substance abuse treatment IS NOT SUBJECT to CON review; capital expenditure: less than \$100,000.

**PROJECT EXEMPT FROM REVIEW**

May 23, 2011 – In the matter of Monongalia General Hospital, Morgantown, Monongalia County, CON File #11-6-9412-X, for the development of a hospital based urgent care health facility in Monongalia County, it is ORDERED that the project is EXEMPT from CON review; no capital expenditure.

**CERTIFICATE OF NEED APPROVALS ISSUED**

May 24, 2011 – Cabell Huntington Hospital, Huntington, Cabell County, CON File #10-2-9305-P, for the acquisition of a private physician practice in Hurricane, Putnam County, West Virginia; capital expenditure: \$198,171.

May 24, 2011 – Monongalia General Hospital, Morgantown, Monongalia County, CON File #11-6-9361-H, for the renovation of cardiac catheterization services and the replacement of one cardiac catheterization laboratory; capital expenditure: \$11,000,000.

May 23, 2011 – Thomas Memorial Hospital, South Charleston, Kanawha County, CON File #10-3-9311-H, for the development of elective therapeutic cardiac catheterization services; no capital expenditure.

May 24, 2011 – Three Rivers Medical Clinics, Inc., Crum, Wayne County, CON File #11-2-9370-P, for the establishment of an ambulatory care facility to provide family practice services in Crum; capital expenditure: \$20,500.

**NOTICES OF SUBSTANTIAL COMPLIANCE**

The following projects have been implemented in substantial compliance and the case files are now closed:

May 24, 2011 – FC-Gen Operations Investment, LLC; FC-Gen Real Estate, LLC; Genesis Operations, LLC, Kennett Square, Pennsylvania, CON File #10-1/2/3/4/5/6/8/9/11-9237-A, for the corporate reorganization of Genesis HealthCare Corporation and FC-Gen Investment, LLC. The reorganization affects twenty-five (25) nursing homes in West Virginia; capital expenditure: \$1,902,915.

May 23, 2011 – United Hospital Center, Clarksburg, Harrison County, CON File #09-6-9089-X/H, for the development of an ambulatory care facility on the old hospital campus in the CCCC building; capital expenditure: \$261,820.

## **LETTER OF INTENT EXPIRED**

Certificate of Need Regulation § 11-3, (C.S.R. § 65-7-11.3) states, in part, that letters of intent shall be effective for one year. The following represents a letter of intent that has expired:

May 19, 2011 – Appalachian Regional Healthcare, Inc., d/b/a Beckley ARH Hospital (BARH), Beckley, Raleigh County, CON File #10-1-9195-X/R, for the development of outpatient dialysis services for BARH employees and their families located on its campus; capital expenditure: \$250,000.

Further information may be obtained on any of the above-referenced projects by contacting Timothy E. Adkins, Director, Certificate of Need Division.

jcortley/legal notices/May 31, 2011

## **OTHER**

Earl Ray Tomblin  
Governor

Michael J. Lewis, M.D., Ph.D., Secretary  
West Virginia Department of  
Health and Human Resources



James L. Pitrolo, Jr.  
Chairman

Board Members  
Sonie D. Chambers  
Marilyn G. White

## **NOTICE OF REVIEW**

FOR IMMEDIATE RELEASE

June 1, 2011

NEWS ITEM

2011 JUN -1 AM 10:09  
STATE OF WEST VIRGINIA  
OFFICE OF THE ATTORNEY GENERAL

The Health Care Authority (Authority), James L. Pitrolo, Jr., Chairman, pursuant to the Certificate of Need program, has declared complete and accepted for review the expedited applications referenced below:

May 26, 2011 – Davis Memorial Hospital, Elkins, Randolph County, CON File #11-7-9362-H, for the construction of an addition to the hospital; capital expenditure: \$13,000,000.

May 26, 2011 – HCRMC Operations, LLC, Toledo, Ohio, CON File #11-1/3/4/6/8/9-9422-NH, for the proposed issuance by HCRMC of securities that is related in part to seven West Virginia nursing homes operated by HCRMC subsidiaries; capital expenditure: \$44,250,000.

May 27, 2011 – Omega Healthcare Investors, Inc., a Delaware company, CON File #11-9-9426-A, for the acquisition of all of the membership interests in PV Realty - Willow Tree, LLC. The acquisition will result in OHI becoming the sole member of PV Realty - Willow Tree, LLC, the owner of the land and buildings that are currently and will continue to be leased to Blue Ridge Nursing, LLC, the licensed operator of Willow Tree Manor, a nursing home situated on the property located in Charles Town, Jefferson County; capital expenditure: \$16,500,000.

An application that has been declared complete is one in which there is sufficient information for the Authority to make an informed decision. It does not mean that the approval of the application is warranted.

On or before **June 21, 2011**, any affected person may present reasons to the Authority as to why the applicants of the projects should complete a standard application.

If the Authority concludes that the standard application should be used on any project, the review will be stopped and a new one begun using the standard application.

100 Dea Drive • Charleston, West Virginia 25311-1600 • 304.555.7000 • 304.555.7001/Fax • 1.888.555.7002/Toll Free

www.ncdhw.org

Notice of Review  
Page 2  
June 1, 2011

Also, by **July 11, 2011**, any affected person has the right to request that the Authority hold a public hearing on the projects as part of the review. If a public hearing is conducted during the course of the review, a "Notice of Public Hearing", specifying the date, time and location of the hearing, will be issued to affected persons.


If no public hearing is requested, the file closing date will be **July 12, 2011**. After that date, no further information or evidence will be accepted by the Authority for the remainder of the review of the applications, and no further contact with the Authority regarding the substance of the applications will be permitted.

The decisions on the projects referenced above will be issued by the Authority after it has reviewed the contents of the case files of the projects, including the applications, additional information submitted to the Authority during the review, and the record of any Authority public hearing. If there is no request for public hearing, the decisions will be issued on or before **August 15, 2011**.

A press release will be issued after the decisions are made. Anyone wishing to be directly notified of the decisions should submit a written request to Timothy E. Adkins, Director, Certificate of Need, Health Care Authority, 100 Dee Drive, Charleston, West Virginia, 25311-1600. Further information on any project referenced in this news release may be obtained by contacting the Certificate of Need office at telephone number (304) 558-7000.

6-1-2011

Date

  
James L. Pitrolo, Jr., Chairman  
Health Care Authority

## OTHER

## DISTRIBUTION

Raymona A. Kinneberg  
Bill Crouch & Associates

Charles "Chark" Sinsel  
Steptoe & Johnson

The Honorable Natalie Tennant  
Secretary of State

Dennis Garrison, Director, Consumer Advocacy Division  
West Virginia Insurance Commission

James L. Pitrolo, Jr., Chairman  
Health Care Authority

CON Analysts

JLP\TEA\KMjc

OTHER

NOTICE OF PUBLIC HEARING

WEST VIRGINIA DIVISION OF NATURAL RESOURCES

LAW ENFORCEMENT SECTION

P.O. BOX 99

FARMINGTON, WV 26571

The West Virginia Division of Natural Resources will hold a public hearing at the following time and place to receive public comments on the proposed CAPTIVE CERVID FACILITY permit by Michael Hunt dba Extreme Whitetails Deer Farm LLC. The applicant plans to raise and sell Whitetail Deer (Cervids) at his facility located at Rt. 3 Box 174 A, Fairmont, West Virginia.

Monday, June 30, 2011 at 6:00 PM

Division of Natural Resources Office

Conference Room

1110 Railroad St. Farmington, West Virginia

This public meeting is being held in accordance with West Virginia code, Chapter 20, Article 1, Section 7 and Chapter 6, Article 9A, Section 3.

2011 MAY 31 PM 1:30

WEST VIRGINIA  
SECRETARY OF STATE



STATE OF WEST VIRGINIA

REAL ESTATE APPRAISER LICENSING AND CERTIFICATION BOARD

Enola G. Ellis  
Administrative Assistant

Sandra S. Kerns, Executive Director  
2110 Kanawha Blvd., East Suite 101  
Charleston, West Virginia 25311  
304-558-3919 Fax 304-558-3983

Karen Hudson  
Executive Assistant

PUBLIC NOTICE

TO: The Public  
FROM: Sandra Kerns, Executive Director  
SUBJECT: Hearing Notice of the WV Real Estate Appraiser  
Licensing & Certification Board

The West Virginia Real Estate Appraiser Licensing & Certification Board will hold a Disciplinary Hearing on Wednesday, July 06, 2011, in the Conference Room located at 2110 Kanawha Boulevard, East in Charleston. The hearing is scheduled to begin at 9:00 a.m. and is open to the public.

2011 MAY 26 AM 9:25  
WEST VIRGINIA  
SECRETARY OF STATE

BOARD MEMBERS

Mary Beth Alveto, Fairmont R. Scott Barber, Huntington Dale Dawson Clower, Charleston  
The Honorable Anthony Julian, Fairmont Virginia Shaw, New Haven David Shields, Bluefield  
Glenn Summers, Clendenin Linda York, Morgantown

**THE FOLLOWING ARE PUBLICATION DATES OF THE STATE REGISTER FOR 2011**

**DATES ARE THE DATES ALL FILINGS ARE TO BE RECEIVED IN THE  
SECRETARY OF STATE'S OFFICE IN ORDER FOR THE MATERIAL TO APPEAR IN  
THE STATE REGISTER PUBLISHED ON THE DATE LISTED.**

<u><b>Deadline Date</b></u>	<u><b>Publication Date</b></u>	<u><b>Meeting may be held on or after</b></u>	<u><b>Deadline Date</b></u>	<u><b>Publication Date</b></u>	<u><b>Meeting may be held on or after</b></u>
January 5, 2011	January 7, 2011	<b>January 12, 2011</b>	July 6, 2011	July 8, 2011	<b>July 13, 2011</b>
January 12, 2011	January 14, 2011	<b>January 19, 2011</b>	July 13, 2011	July 15, 2011	<b>July 20, 2011</b>
January 19, 2011	January 21, 2011	<b>January 26, 2011</b>	July 20, 2011	July 22, 2011	<b>July 27, 2011</b>
January 26, 2011	January 28, 2011	<b>February 2, 2011</b>	July 27, 2011	July 29, 2011	<b>August 3, 2011</b>
February 2, 2011	February 4, 2011	<b>February 9, 2011</b>	August 3, 2011	August 5, 2011	<b>August 10, 2011</b>
February 9, 2011	February 11, 2011	<b>February 16, 2011</b>	August 10, 2011	August 12, 2011	<b>August 17, 2011</b>
February 16, 2011	February 18, 2011	<b>February 23, 2011</b>	August 17, 2011	August 19, 2011	<b>August 24, 2011</b>
February 23, 2011	February 25, 2011	<b>March 2, 2011</b>	August 24, 2011	August 26, 2011	<b>August 31, 2011</b>
March 2, 2011	March 4, 2011	<b>March 9, 2011</b>	August 31, 2011	September 2, 2011	<b>September 7, 2011</b>
March 9, 2011	March 11, 2011	<b>March 16, 2011</b>	September 7, 2011	September 9, 2011	<b>September 14, 2011</b>
March 16, 2011	March 18, 2011	<b>March 23, 2011</b>	September 14, 2011	September 16, 2011	<b>September 21, 2011</b>
March 23, 2011	March 25, 2011	<b>March 30, 2011</b>	September 21, 2011	September 23, 2011	<b>September 28, 2011</b>
March 30, 2011	April 1, 2011	<b>April 6, 2011</b>	September 28, 2011	September 30, 2011	<b>October 5, 2011</b>
April 6, 2011	April 8, 2011	<b>April 13, 2011</b>	October 5, 2011	October 7, 2011	<b>October 12, 2011</b>
April 13, 2011	April 15, 2011	<b>April 20, 2011</b>	October 12, 2011	October 14, 2011	<b>October 19, 2011</b>
April 20, 2011	April 22, 2011	<b>April 27, 2011</b>	October 19, 2011	October 21, 2011	<b>October 26, 2011</b>
April 27, 2011	April 29, 2011	<b>May 4, 2011</b>	October 26, 2011	October 28, 2011	<b>November 2, 2011</b>
May 4, 2011	May 6, 2011	<b>May 11, 2011</b>	November 2, 2011	November 4, 2011	<b>November 9, 2011</b>
May 11, 2011	May 13, 2011	<b>May 18, 2011</b>	November 8, 2011	November 10, 2011	<b>November 15, 2011</b>
May 18, 2011	May 20, 2011	<b>May 25, 2011</b>	November 16, 2011	November 18, 2011	<b>November 23, 2011</b>
May 25, 2011	May 27, 2011	<b>June 1, 2011</b>	November 21, 2011	November 23, 2011	<b>November 28, 2011</b>
June 1, 2011	June 3, 2011	<b>June 8, 2011</b>	November 30, 2011	December 2, 2011	<b>December 7, 2011</b>
June 8, 2011	June 10, 2011	<b>June 15, 2011</b>	December 7, 2011	December 9, 2011	<b>December 14, 2011</b>
June 15, 2011	June 17, 2011	<b>June 22, 2011</b>	December 14, 2011	December 16, 2011	<b>December 21, 2011</b>
June 22, 2011	June 24, 2011	<b>June 29, 2011</b>	December 21, 2011	December 23, 2011	<b>December 28, 2011</b>
June 29, 2011	July 14, 2011	<b>July 6, 2011</b>	December 28, 2011	December 30, 2011	<b>January 4, 2012</b>

